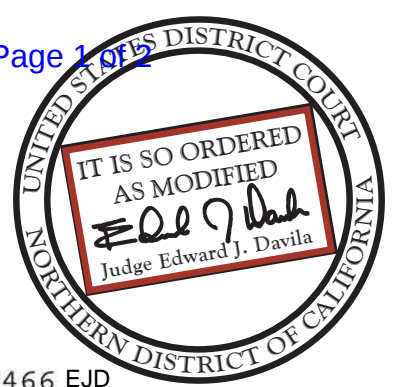


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA



DSM DYNEEMA

CASE NO. CV 10-5466 EJD

Plaintiff(s),

v.

BAE SYSTEMS TENSYLON H.P.
MATERIAL, INC.

STIPULATION AND ~~PROPOSED~~
ORDER SELECTING ADR PROCESS

Defendant(s).
_____ /

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- Non-binding Arbitration (ADR L.R. 4)
- Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

☒ Private ADR (please identify process and provider) _____

Likely, although not necessarily, JAMS.

The parties agree to hold the ADR session by:

the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*

other requested deadline Parties already in talks, have agreed to extend deadlines for BAE's response to complaint, and do not think early deadline would be productive.

Dated: Feb. 22, 2011



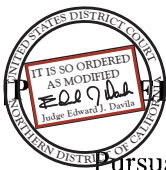
Attorney for Plaintiff

Counsel for BAE, Eric Wesenberg, has authorized counsel for DSM to submit this form on his behalf.

Dated: _____

Attorney for Defendant

When filing this document in ECF, please be sure to use the appropriate ADR Docket Event, e.g., "Stipulation and Proposed Order Selecting Early Neutral Evaluation."



ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

Non-binding Arbitration
Early Neutral Evaluation (ENE)
Mediation
Private ADR

Deadline for ADR session

90 days from the date of this order.

✓ other **September 1, 2011. The parties may request an extension of this deadline, if necessary.**

IT IS SO ORDERED.

Dated: May 20, 2011

UNITED STATES DISTRICT JUDGE